

Town Board Minutes

**Meeting
No. 3**

Regular Meeting

February 6, 1995

MEETINGS TO DATE 3
NO. OF REGULARS 3
NO. OF SPECIALS 0

LANCASTER, NEW YORK
FEBRUARY 6, 1995

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 6th day of February 1995 at 8:00 P.M. and there were

PRESENT: ROBERT H. GIZA, COUNCIL MEMBER
DONALD E. KWAK, COUNCIL MEMBER
PATRICK C. POKORSKI, COUNCIL MEMBER
THOMAS H. VAN NORWICK, COUNCIL MEMBER
LUCIAN J. GRECO, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK
ROBERT H. LABENSKI, TOWN ENGINEER
JOSEPH F. REINA, TOWN ATTORNEY
ROBERT L. LANEY, BUILDING INSPECTOR
THOMAS E. FOWLER, CHIEF OF POLICE
JOHANNA M. COLEMAN, RECEIVER OF TAXES

PUBLIC HEARING SCHEDULED FOR 8:10 P.M.:

At 8:10 P.M., the Town Board held a Public Hearing to hear all interested persons upon the application of Renee J. Fisher for a Special Use Permit for a home occupation - Beauty Salon - within a single-family dwelling on premises locally known as 8 Overton Court, Lancaster, County of Erie, State of New York.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

The Town Clerk presented a copy of a letter which was mailed to the Petitioner notifying her of the time and place of this Public Hearing.

The Town Clerk presented a letter from the Town of Lancaster Planning Board to the Town Board recommending denial (without prejudice) of the proposed special use permit.

PROPOSERS	ADDRESS
Renee Fisher, the petitioner	241 Schwartz Rd., Lancaster, N.Y.

OPPOSERS	COMMENTS & QUESTIONS
None	None

ON MOTION BY COUNCIL MEMBER VAN NORTWICK, AND SECONDED BY COUNCIL MEMBER KWAK AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:15 P.M.

The Supervisor informed those present that the Town Board would reserve decision on this matter.

PUBLIC HEARING SCHEDULED FOR 8:20 P.M.:

At 8:20 P.M., the Town Board held a Public Hearing to hear all interested persons upon the application of Joseph M. Stearns for a Special Use Permit for an Automobile Junkyard on premises locally known as 933 Ransom Road, Lancaster, County of Erie, State of New York.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

The Town Clerk presented copies of letters which were mailed to the Petitioner and the Erie County Division of Planning notifying them of the time and place of this Public Hearing.

The Town Clerk presented a letter from the Town of Lancaster Planning Board to the Town Board recommending approval of the Special Use Permit conditioned upon a review in one year.

PROPOSERS

ADDRESS

Joseph M. Stearns, the petitioner, 933 Ransom Road, Lancaster

OPPOSERS

ADDRESS

Chester Haniszewski

Ransom Road, Lancaster

COMMENTS & QUESTIONS

ADDRESS

John Renkas, A. J. Auto
Michael Wehner

Ransom Road, Lancaster
35 Garfield Street, Lancaster

ON MOTION BY COUNCIL MEMBER VAN NORTWICK, AND SECONDED BY COUNCIL MEMBER GIZA AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:35 P.M.

The Supervisor informed those present that the Town Board would reserve decision on this matter.

PUBLIC HEARING SCHEDULED FOR 8:30 P.M.:

At 8:30 P.M., the Town Board was scheduled to hold a Public Hearing to hear all interested persons upon amendments to the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, and designated as Chapter 46 of the Code of said Town pertaining to Stop and Yield Intersections - Harwood Run, Streamview Lane, Belmont Avenue and Riemers Avenue.

The Town Attorney reported that the legal notice setting forth the proposed amendments to the Vehicle and Traffic Ordinance contained a deficiency. He recommended that the Town Board cancel the Public Hearing for this evening and set a new date for review of these proposed amendments and authorize a corrected legal notice be published.

PRESENTATION OF PREFILED RESOLUTIONS BY COUNCIL MEMBERS:

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER KWAK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER POKORSKI, TO WIT:

RESOLVED, that the minutes from the Regular Meeting of the Town
Board held on January 17, 1995 be and hereby are approved.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 6, 1995

File: R.MIN (P1)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER KWAK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER GIZA, TO WIT:

WHEREAS, the Director of Parks and Recreation of the Town of Lancaster, by letter dated January 25, 1995, has recommended the upgrading of position title and salary for Thomas E. Bulera, a temporary laborer in the Parks and Recreation Department,

NOW, THEREFORE, BE IT

RESOLVED, That Thomas E. Bulera be and is hereby upgraded to the position of Recreational Supervisor, temporary, at \$6.50 per hour, with no benefits.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 6, 1995

File: R.PERS.UPGRADE (P1)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GRECO, WHO MOVED ITS
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER GIZA, TO WIT:

WHEREAS, the Supervisor of the Town of Lancaster, by memorandum dated January 27, 1995, has made a recommendation relative to filling the position of School Crossing Guard, part-time, due to the death of Morlyn Hurley,

NOW, THEREFORE, BE IT

RESOLVED, that ANNETTE O. SIKORSKI, 100 Arlington Place, Depew, New York 14043, be and is hereby appointed to the position of School Crossing Guard, Part-time, retroactive to January 11, 1995 at a rate of \$6.00 per hour.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 6, 1995

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GRECO, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL MEMBER
POKORSKI, TO WIT:

WHEREAS, the Town Board has been advised that the New York State Occupational Safety and Health Hazard Abatement Board, New York State Department of Labor, provides grants to local communities to promote safe and healthy conditions in the workplace through training, education, and other proven preventative programs, and

WHEREAS, the Town Board of the Town of Lancaster desires to submit an application to the New York State Occupational Safety and Health Hazard Abatement Board, New York State Department of Labor, for such a grant,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to submit an application to the New York State Occupational Safety and Health Hazard Abatement Board, New York State Department of Labor, requesting \$31,400.00 for present program assessment and evaluation, safety management, safety training, and ergonomics.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED	YES
COUNCIL MEMBER KWAK	VOTED	YES
COUNCIL MEMBER POKORSKI	VOTED	YES
COUNCIL MEMBER VAN NORTWICK	VOTED	YES
SUPERVISOR GRECO	VOTED	YES

February 6, 1995

File: R.GRANT (P2)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER GIZA, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER VAN NORTWICK, TO WIT:

WHEREAS, Dana Warman, Bowen Square, Inc., 477 Virginia Street,
Buffalo, New York 14202, has applied to the Town Board of the Town of
Lancaster for a permit to construct a Public Improvement upon real property in
the Town of Lancaster within Bowen Road Square Subdivision,

WHEREAS, the Town Engineer of the Town of Lancaster has certified
on the following permit application that he has reviewed the improvement plans
and permit application for the installation of the public improvement
requested, and that it conforms to the Ordinances of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that Public Improvement Permit Application No. 394 of Dana
Warman, Bowen Square, Inc., 477 Virginia Street, Buffalo, New York for the
installation of:

P.I.P. No. 394 - (Street Lights)	For conduit and light pole installation to accommodate 12 street light bases and poles
P.I.P. No. 393 - (Sidewalk)	For survey, grading, backfilling, 4" stone and 4" concrete walk installation for 2525 s.f. of sidewalk

be and are hereby approved and the installation of the improvements requested
be and are hereby authorized.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 6, 1995

File: R.P.I.P. (P10)

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCIL MEMBER GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL MEMBER
KWAK , TO WIT:

WHEREAS, the State Education Department (STATE), makes available to local municipalities various grant monies under its "Learn and Serve America: K-12 School-Based Programs", and

WHEREAS, under the leadership of the Board of Cooperative Educational Services For the First Supervisory District of Erie County (ERIE I B.O.C.E.S.), the Town wishes to apply for a \$5,833.34 grant to expand the Town's existing volunteer programs to provide opportunities for youth and young adults to perform community service, and

WHEREAS, Erie I B.O.C.E.S. has submitted a written contract entitled: "1995 GIVE GRANT", setting forth its obligations to assist the Town of Lancaster in its youth projects and to secure funds therefor from the State, as part of the grant application, and

WHEREAS, the Town Board deems it in the Town's interest to apply for such grant;

NOW, THEREFORE, BE IT
RESOLVED, as follows:

1. The Supervisor is hereby authorized to execute the "1995 Give Grant" Agreement.
2. Upon said execution, one copy thereof shall be filed in the Town Clerk's Office.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 6, 1995

File: R.Give.Grant.95

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCIL MEMBER GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL MEMBER
KWAK , TO WIT:

WHEREAS, the Town of Lancaster Drug Abuse Prevention Council desires to enter into a contract with New York State Office of Alcoholism and Substance Abuse Services for the Calendar Year 1995, for the purpose of drug abuse prevention programs, and

WHEREAS, the Town Board believes such a program is worthwhile, needed and in the public interest;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor is hereby authorized to execute a contract on behalf of the Drug Abuse Prevention Council with the New York State Office of Alcoholism and Substance Abuse Services for the period January 1, 1995, through December 31, 1995, and to execute any and all other documents necessarily related thereto.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 6, 1995

File: R.Drug.Abuse.Prev.

THE FOLLOWING RESOLUTION WAS OFFERED BY
SUPERVISOR GRECO, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL MEMBER
VAN NORTWICK, TO WIT:

WHEREAS, the Town Receiver of Taxes has advised the Town Board that her office annually mails between five hundred (500) and eight hundred (800) Town & County Real Property Tax delinquent tax notices, as mandated by Section 987 of the Real Property Tax Law, and

WHEREAS, said section also empowers a local municipality to provide a penalty to cover the expense of mailing of such notices, which penalty is to be charged against the parcel, as part of the delinquent tax lien, and

WHEREAS, the Town Board deems it in the public's interest to adopt such a penalty in order to help defray the costs of the mailing of such notices;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Town Receiver of Taxes is hereby authorized to empower, as a penalty, the sum of \$1.00 for each Delinquent Tax Notice mailed out as required by Section 987 of the Real Property Tax Law relating to unpaid Town and County real property taxes.

2. Said penalty shall be charged against the parcel as part of the delinquent tax lien.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED	YES
COUNCIL MEMBER KWAK	VOTED	YES
COUNCIL MEMBER POKORSKI	VOTED	YES
COUNCIL MEMBER VAN NORTWICK	VOTED	YES
SUPERVISOR GRECO	VOTED	YES

February 6, 1995

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCIL MEMBER KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL MEMBER
GIZA , TO WIT:

WHEREAS, it is in the public interest for the Parks and Recreation Department of the Town of Lancaster to operate a playground facility on Main Street, Bowmansville, in the Town of Lancaster, on property owned by the Bowmansville Volunteer Fire Association, Inc., for the year 1995, and

WHEREAS, the Town Attorney has prepared and filed with the Town Clerk, an Agreement setting forth the terms upon which said recreational area will be utilized by the Town of Lancaster;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Supervisor be and is hereby authorized and directed to execute an Agreement between the Town of Lancaster and the Bowmansville Volunteer Fire Association, Inc., for the Lease by said Association to the Town of Lancaster, of its play area on its premises on Main Street, Bowmansville, within the Town of Lancaster, for the operation of the Town's Recreation Program during its normal summer season for the year 1995.

2. That the Town Attorney make distribution of the executed copies of said Agreement to the appropriate parties.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 6, 1995

File: R.Playground.Bvle.Fire.Assn.

THE FOLLOWING RESOLUTION WAS OFFERED
 BY SUPERVISOR GRECO, WHO MOVED
 ITS ADOPTION, SECONDED BY COUNCIL
 MEMBER POKORSKI, TO WIT:

WHEREAS, by memorandum dated January 30, 1995, the Supervisor has requested the transfer of funds within the 1995 Part Town Fund Budget to allocate funds from the Part Town Contingent Account to the Safety Inspection and Police Funds to cover the cost of a lease of a safety inspection vehicle and the purchase of traffic signs.

NOW, THEREFORE, BE IT

RESOLVED, that the following transfers within the 1995 Adopted Part Town Fund Budget be and are hereby approved:

<u>FUND APPROPRIATIONS</u>	<u>INCREASE</u>	<u>DECREASE</u>
02.3620.0409 Leases	\$5,002.00	
02.3120.0246 Traffic Signs	\$6,500.00	
02.1990.0411 Contingent Acct.		\$11,502.00

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 6, 1995

File: R.ACCT.TRANSFER (P4)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GRECO, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL MEMBER
KWAK, TO WIT:

RESOLVED, that the following Audited Claims be and are hereby
ordered paid from their respective accounts:

Claim No. 404 to Claim No. 732 Inclusive

Total amount hereby authorized to be paid: \$991,168.00

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 6, 1995

File: R.CLAIMS

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCIL MEMBER POKORSKI ,WHO MOVED ITS
ITS ADOPTION, SECONDED BY COUNCIL MEMBER
GIZA , TO WIT:

WHEREAS, THE SEAR BROWN GROUP, Design Professionals, has submitted a written proposal dated February 2, 1995, for professional services for Walden Avenue/Pavement Road Improvements in Lancaster, New York, with the total for said services not to exceed \$56,950.00, and

WHEREAS, the Town Board deems it in the public interest to enter into a contract with THE SEAR BROWN GROUP on the terms outlined in the proposal dated February 2, 1995, on file in the office of the Town Clerk;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Town Board of the Town of Lancaster hereby retains THE SEAR BROWN GROUP, 755 Center Street, Lewiston, New York 14092-1705 for professional services for Walden Avenue/Pavement Road Improvements, said services shall not exceed the sum of \$56,950.00; and

2. That funds in the amount of \$56,950.00 shall be appropriated from grant monies received from the State of New York to pay for said services.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 6, 1995

File: R.Ret.Engr.Wldn.Ave.

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCIL MEMBER POKORSKI , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL MEMBER
VAN NORTWICK, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has heretofore retained THE SEAR BROWN GROUP, to prepare plans and specifications, and provide professional services for the construction of improvements to Walden Avenue and Pavement Road, and

WHEREAS, the plans and specifications are on file in the office of the Town Clerk, and

WHEREAS, the Town Board of the Town of Lancaster, desires to advertise for public bids pursuant to the requirements of Section 103 of the General Municipal Law;

NOW, THEREFORE, BE IT

RESOLVED, that Sealed Bids will be received by the Town Clerk at his office in the Town Hall, 21 Central Avenue, Lancaster, New York 14086, at 10:00 A.M. Local Time, on the 28th day of February, 1995, for the construction of improvements to Walden Avenue and Pavement Road in the Town of Lancaster, New York, in accordance with the specifications on file in the Town Clerk's Office, and that a Notice to Bidders shall be published in the Lancaster Bee on February 9, 1995 and the Lancaster Community News and Depew Community News, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 6, 1995

File: R.Not.Bdrs.Wldn.Ave.

NOTICE TO BIDDERS

TOWN OF LANCASTER

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of the Town of Lancaster, Erie County, New York, sealed proposals will be received, publicly opened, and read aloud by the Supervisor of the Town of Lancaster or his designated representative on the 28th day of February, 1995, at 10:00 o'clock A.M., Local Time, in the Town Hall, 21 Central Avenue, Lancaster, New York, for the improvements to Walden Avenue and Pavement Road in the Town of Lancaster.

All proposals will be received in accordance with the Contract Documents and specifications prepared by the Town of Lancaster. A copy of such plans and specifications is on file with the Town Clerk at his office in the Town Hall, Town of Lancaster, 21 Central Avenue, Lancaster, New York, where the same may be examined further during their usual business hours.

Copies of the contract documents required for review or bidding purposes may be obtained at the office of The Sear-Brown Group, 755 Center Street, Lewiston, New York, 14092, upon deposit of \$50.00 for each set of documents so obtained. The full amount of the deposit for one set of documents and one-half of the deposit for any additional sets of documents will be refunded to each bidder who submits a formal proposal to the Town of Lancaster, and who also returns the documents in good condition to the Town Clerk within thirty (30) days after bid security has been returned to him. Equipment manufacturers, contractors, subcontractors, and others who do not submit formal proposals to the Town will be refunded one-half the amount of the deposit for all sets of complete documents returned in good condition to the Town Clerk within thirty (30) days after the opening of bids. No refund will be made to non bidders or for documents received after this thirty (30) day period.

Each proposal must be accompanied by a Certified Check, payable to the Town of Lancaster, or bid bond, having as surety thereon a surety company acceptable to the Town Attorney, in the amount not less than ten percent (10%) of the amount of the base bid, conditioned that, if his proposal is accepted, he will enter into a contract for the same, and that he will execute any such further security as may be required for the faithful performance of the contract.

The Town of Lancaster reserves the right to waive any informalities in and to reject any or all bids submitted.

Attention of the bidders is called to requirements for conditions of employment to be observed and minimum wage rates to be paid.

A Non-Collusive Bidding Certificate must accompany all bids.

No Bidder may withdraw his bid within thirty (30) days after date of opening.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCIL MEMBER KWAK, WHO MOVED
 ITS ADOPTION, SECONDED BY COUNCIL
 MEMBER GIZA TO WIT:

RESOLVED, that the following Building Permit Applications be
 and are hereby approved and the issuance of these Building Permits be and are
 hereby authorized:

CODE:

(SW) = Sidewalks as required by Chapter 12-1B of the Code of the
 Town of Lancaster are waived for this permit.

No	Code Applicant	Street Address	Structure
2328	Dicom Construction	4711 Transit Rd	Er. Sign
2329	Woodbridge Construction Corp	5 Overton Ct	Er. Sin. Dwlg
2330	Albert Randaccio	8 Dorchester Ct	Er. Sin. Dwlg
2331	Joe Walter	139 Gunville Rd	Ex. Warehouse
2332	Patrick Rein	592 Pleasant View	Remodel Sin. Dwlg
2333	Keystone Homes	4 Overton Ct	Er. Sin. Dwlg
2334	M J Ogiony Bldrs	19 Willow Ridge Ct	Er. Sin. Dwlg
2335	Richard Tomaszewski	113 Westwood Rd	Ex. Sin. Dwlg
2336	Marrano/Marc Equity	11 Riemers Ave	Er. Sin. Dwlg
2337	Marrano/Marc Equity	82 Old Post Rd	Er. Sin. Dwlg
2338	Kulback's Construction Inc	234 Wendling Ct (Ind	Er. Storage & Office Bldgs
2339	Marrano/Marc Equity	22 Woodgate Dr	Er. Sin. Dwlg
2340	Chifton Bldrs Inc	7 Cambridge Ct	Er. Sin. Dwlg
2341	Allcraft	92 Newberry Ln	Er. Sin. Dwlg
2342	Allcraft	8 Via Tripodi	Er. Sin. Dwlg
2343	Mike Shamblim	236 Pleasant View	Rem/Ex Sin. Dwlg

and,

BE IT FURTHER

RESOLVED, that the Building Permit applications herein coded
 (SW) for sidewalk waiver be and are hereby approved with a waiver of the
 provisions of Chapter 12-1B of the Code of the Town of Lancaster which requires
 sidewalks in front of every new home.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 6, 1995

Council Member Pokorski requested a suspension of the necessary rule for immediate consideration of the following resolution -

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCIL MEMBER POKORSKI, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL MEMBER
VAN NORTWICK, TO WIT:

WHEREAS, the Highway Superintendent has submitted a proposed Agreement to the Town Board of the Town of Lancaster for the expenditure of highway funds for the year 1995, pursuant to the requirements of the Highway Law of the State of New York, and

WHEREAS, the Highway Superintendent has advised that the allocation of money in the proposed Agreement for general repairs to be carried out includes the cost of labor and materials, and

WHEREAS, the Town Board of the Town of Lancaster has reviewed the proposal by the Highway Superintendent;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster does hereby authorize the execution of the proposed Agreement to Spend Town Highway Funds as submitted by the Superintendent of Highways.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER GIZA	VOTED YES
COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER POKORSKI	VOTED YES
COUNCIL MEMBER VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 6, 1995

COMMUNICATIONSDISPOSITION

- | | |
|---|---|
| 41. LVAC to Town Board -
List of officers for 1995. | R & F |
| 42. Thomas Fowler, Attorney, to Supervisor and Town Engineer -
Concerns and comments regarding two detention basins serving Indian Pines Subdivision. | PLANNING COMMITTEE |
| 43. NYS Insurance Dept. to Supervisor -
Transmittal of postal zones and streets within Lancaster Town Fire Protection District with request for corrections/additions. | FIRE INSPECTOR
POLICE CHIEF |
| 44. NYSDEC to Pine Hill Concrete Mix Corp. -
Notification of renewal of mining permit for South Peppermint Pit site. | BUILDING INSPECTOR
TOWN CLERK |
| 45. Town Clerk to Zoning Board Members, Building Inspector and Town Attorney -
Transmittal of variance petition for meeting to be held 2/9/95. | R & F |
| 46. Town Clerk to Dorothy M. Setter -
Acknowledgement of "Tree City USA Bulletin" to the Town. | R & F |
| 47. Director of Parks & Recreation to Town Clerk -
Advisement of Bowmansville VFA - Playground Lease Agreement. | R & F |
| 48. EMS Consulting to Supervisor -
Schedule for tasks for Plum Bottom Creek Bridge replacement. | TOWN ENGINEER
HIGHWAY SUPERINTENDENT
COUNCILMEM. POKORSKI |
| 49. Tom Greenauer Development to Supervisor -
Proposal for pavement repairs in Bowen Road Square Subdivision. | TOWN ATTORNEY
COUNCILMEM. POKORSKI |
| 50. Director of Parks & Recreation to Town Board -
Request for road warning signs on Aurora St. entrance to Senior Citizens Center. | R & F |
| 51. Receiver of Taxes to Town Board -
NY Real Property Tax Law of 1994 sets amount of late fee (zero to two dollars). Charge of one dollar is sufficient. | R & F |
| 52. Town Clerk to Planning Board Chairman -
Rezoning petition - Theodore Kulbacki - 18 Steinfeldt. | PLANNING COMMITTEE
TOWN ATTORNEY |
| 53. Town Clerk to Town Board -
Town Clerk's Monthly Report for January 1995. | R & F |
| 54. Town Engineer to Supervisor -
Review re. preapplication package for the Rural Economic and Community Development loan package from Congressman Quinn. | R & F |
| 55. Planning Board Chairman to Town Board -
Minutes for meeting January 18, 1995. | R & F |
| 56. Planning Board Chairman to Town Board -
Minutes for meeting February 1, 1995. | R & F |
| 57. Planning Board Chairman to Town Board -
Recommendation of approval for revised preliminary plat for Windsor Ridge Subdivision. | PLANNING COMMITTEE
TOWN ATTORNEY |
| 58. Planning Board Chairman to Town Board -
Recommends approval of revised preliminary plat for Queens Park Subdivision. | PLANNING COMMITTEE
TOWN ATTORNEY |

- | | |
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| 59. Planning Board Chairman to Town Board -
Recommends approval of revised site plan for
RAM Precision Tool, | PLANNING COMMITTEE
TOWN ATTORNEY

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| 60. Town Clerk to Planning Board Chairman -
Rezone petition Kulback's Const. - S/S Como
Park Blvd., 288 feet west of Penora St. | PLANNING COMMITTEE
TOWN ATTORNEY

_____ |
| 61. Sear-Brown Group to Town Engineer -
Re: Professional services for Walden Ave./
Pavement Rd. improvements. | R & F

_____ |
| 62. The Joseph J. Naples Companies to Supervisor -
Notification that Robert Duplicki has left
firm. | R & F

_____ |

PERSONS ADDRESSING TOWN BOARD:

Heckl, Robert, 706 Pavement Road, spoke to the Town Board on the following matter:

1. Rumors he has heard about the Tops Market Distribution Center being proposed for location in the Town of Lancaster in the Genesee Street, Gunnville Road area.

Guenther, James, 562 Pavement Road, spoke to the Town Board on the following matter:

1. The possibility that Tops Market may build it's distribution center on Genesee Street near Gunnville Road.

Joseph, Dorothy, 5962 Genesee Street, spoke to the Town Board on the following matters:

1. Rumors she has heard about the Tops Market Distribution Center being proposed for location in the Town of Lancaster in the Genesee Street, Gunnville Road area.
2. The opportunity for citizen input on the project if the rumors are true.

Haniszewski, Chester, Ransom Road, spoke to the Town Board on the following matter:

1. The licensing of junk yards.

McCann, Julius, 2249 Como Park Blvd., spoke to the Town Board on the following matter:

1. The possible elimination of existing detention basins within the Indian Pine Subdivision.
2. Protection of water ways from migration off site of siltation from those subdivisions being constructed contiguous to the south side of Como Lake Park.

ADJOURNMENT:

ON MOTION OF COUNCILMAN KWAK, AND SECONDED BY THE ENTIRE TOWN BOARD
AND CARRIED, the meeting was adjourned at 9:30 P.M.

Signed Robert P. Thill
Robert P. Thill, Town Clerk